

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:) Examiner:
A. GALET, et al.)
Serial No.: 09/101,601) Art Unit:
Filed: January 7, 1997)
For: IMPROVEMENT TO AN)
ELECTROACOUSTIC)
COMMUNICATION DEVICE)
FOR USE ON PROTECTIVE)
HEADGEAR)
Attorney Docket No.:)
GSQ 2 017)

37 C.F.R. 1.27 STATEMENT OF STATUS AS
A SMALL BUSINESS ENTITY

Assistant Commissioner
For Patents
Washington, D.C. 20231

Dear Sir:

The undersigned affirms:

That he is an officer of the assignee **GALLET SA**, and is empowered to act on behalf of the assignee; the assignment is being filed concurrently herewith for recording;

That the assignee **GALLET SA**, together with all of its affiliates combined had fewer than five hundred (500) employees including full-time, part-time, and temporary employees on the average during each pay period of the previous fiscal year of the assignee and its affiliates; and,

That the assignee has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

The undersigned acknowledges a duty to file, in this application or patents issuing thereon, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time or paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful and false statements may jeopardize the validity of the application or any patent issuing thereon.

GALLET SA

By: GALLET Adrien

Title: President

Date: July 24, 1998



DECLARATION FOR PATENT APPLICATION

As the below-named inventors, we hereby declare that:

Our residences, post office addresses, and citizenships are as stated below next to our names.

We believe we are the original, joint, and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**IMPROVEMENT TO AN ELECTROACOUSTIC COMMUNICATION DEVICE
FOR USE ON PROTECTIVE HEADGEAR**

the specification of which was filed on January 7, 1997
and accorded U.S. Application Serial No. 09/101,601.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37 Code of Federal Regulations § 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

International (PCT) Application No. PCT/FR97/00041,
Filed 9 January 1997
French Patent Application No. 96 00459,
Filed 12 January 1996

We hereby claim benefit under Title 35, United States Code § 119(e) of any United States provisional applications listed below:

None

We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

None

Declaration and Power of Attorney for Patent Application**Déclaration et Pouvoirs pour Demande de Brevet****French Language Declaration**

En tant que l'inventeur nommé ci-après, je déclare par le présent acte que:

Mon domicile, mon adresse postale et ma nationalité sont ceux figurant ci-dessous à côté de mon nom.

Je crois être le premier inventeur original et unique (si un seul nom est mentionné ci-dessous), ou l'un des premiers co-inventeurs originaux (si plusieurs noms sont mentionnés ci-dessous) de l'objet revendiqué, pour lequel une demande de brevet a été déposée concernant l'invention intitulée

et dont la description est fournie ci-joint à moins que la case suivante n'ait été cochée:

was filed on _____
a été déposé le 10 July 1998

as United States Application Number or PCT
International Application Number
sous le numéro de demande des Etats-Unis ou le
numéro de demande international PCT
and was amended on (if applicable)
et modifiée le (le cas échéant)

09/101,601

Je déclare par le présent acte avoir passé en revue et compris le contenu de la description ci-dessus, revendications comprises.

Je reconnais devoir divulguer toute information pertinente à la brevetabilité, comme défini dans le Titre 37, § 1.56 du Code fédéral des réglementations.

Je revendique par le présent acte avoir la priorité étrangère, en vertu du Titre 35, § 119(a)-(d) ou § 365(b) du Code des Etats-Unis, sur toute demande étrangère de brevet ou certificat d'inventeur ou, en vertu du Titre 35, § 365(a) du même Code, sur toute demande internationale PCT désignant au moins un pays autre que les Etats-Unis et figurant ci-dessous et, en cochant la case, j'ai aussi indiqué ci-dessous toute demande étrangère de brevet, tout certificat d'inventeur ou toute demande internationale PCT ayant une date de dépôt précédant celle de la demande à propos de laquelle une priorité est revendiquée.

Prior foreign application(s)

Demande(s) de brevet antérieure(s)

FR 96 00459

France

(Number)

(Country)

(Numéro)

(Pays)

PCT/FR97/00041

WO

(Number)

(Country)

(Numéro)

(Pays)

Je revendique par le présent acte tout bénéfice, en vertu du Titre 35, § 119(e) du Code des Etats-Unis, de toute demande de brevet provisoire effectuée aux Etats-Unis et figurant ci-dessous.

(Application No.)
(N° de demande)

(Application No.)
(N° de demande)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**IMPROVEMENT TO AN ELECTROACOUSTIC
COMMUNICATION DEVICE FOR USE ON
PROTECTIVE HEADGEAR**

the specification of which is attached hereto unless the following box is checked:

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, United States Code, § 119(a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below, and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed
Droit de priorité non revendiqué

12 January 1996

(Day/Month/Year Filed)

(Jour/Mois/Année de dépôt)

9 January 1997

(Day/Month/Year Filed)

(Jour/Mois/Année de dépôt)

12 January 1996

(Application No.)
(N° de demande)

(Filling Date)
(Date de dépôt)

(Filing Date)
(Date de dépôt)

(Application No.)
(N° de demande)

(Filing Date)
(Date de dépôt)

(Filing Date)<

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Je revendique par le présent acte tout bénéfice, en vertu du Titre 35, § 120 du Code des Etats-Unis, de toute demande de brevet effectuée aux Etats-Unis, ou en vertu du Titre 35, § 365(c) du même Code, de toute demande internationale PCT désignant les Etats-Unis et figurant ci-dessous et, dans la mesure où l'objet de chacune des revendications de cette demande de brevet n'est pas divulgué dans la demande antérieure américaine ou internationale PCT, en vertu des dispositions du premier paragraphe du Titre 35, § 112 du Code des Etats-Unis, je reconnais devoir divulguer toute information pertinente à la brevetabilité, comme défini dans le Titre 37, § 1.56 du Code fédéral des réglementations, dont j'ai pu disposer entre la date de dépôt de la demande antérieure et la date de dépôt de la demande nationale ou internationale PCT de la présente demande:

PCT/FR97/00041

9 January 1997

(Application No.)
(N° de demande)

(Filing Date)
(Date de dépôt)

(Application No.)
(N° de demande)

(Filing Date)
(Date de dépôt)

Je déclare par le présent acte que toute déclaration ci-incluse est, à ma connaissance, véridique et que toute déclaration formulée à partir de renseignements ou de suppositions est tenue pour véridique; et de plus, que toutes ces déclarations ont été formulées en sachant que toute fausse déclaration volontaire ou son équivalent est passible d'une amende ou d'une incarcération, ou des deux, en vertu de la Section 1001 du Titre 18 du Code des Etats-Unis, et que de telles déclarations volontairement fausses risquent de compromettre la validité de la demande de brevet ou du brevet délivré à partir de celle-ci.

POUVOIRS: En tant que l'inventeur cité, je désigne par la présente l'(les) avocat(s) et/ou agent(s) suivant(s) pour qu'ils poursuive(nt) la procédure de cette demande de brevet et traite(nt) toute affaire s'y rapportant avec l'Office des brevets et des marques: (mentionner le nom et le numéro d'enregistrement).

Send Correspondence to:
Adresser toute correspondance à:

Direct Telephone Calls to:
(name and telephone number)

Adresser tout appel téléphonique à:
(nom et numéro de téléphone)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Pending
(Status) (patented, pending, abandoned)
(Statut) (breveté, en cours d'examen, abandonné)

(Status) (patented, pending, abandoned)
(Statut) (breveté, en cours d'examen, abandonné)

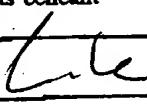
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number)

Thomas E. Kocovsky, Jr.
Reg. No. 28,383
FAY, SHARPE, BEALL, FAGAN, MINNICH & McKEE
1100 Superior Avenue, Suite 700
Cleveland, OH 44114-2518

Thomas E. Kocovsky, Jr.
(216) 861-5582

. Nom complet de l'unique ou premier inventeur Full name of sole or first inventor	Adrien (nmi) GALET	
Signature de l'inventeur Inventor's signature		
Date Date	July 24, 1998	
Domicile Residence	Montaplan, 01400 Chatillon-Sur-Chalaronne, France	
Nationalité Citizenship	French	
Adresse postale Post Office Address	Montaplan, 01400 Chatillon-Sur-Chalaronne, France	

Nom complet du second co-inventeur, le cas échéant Full name of second joint inventor, if any	Bernard (nmi) MADEN	
Signature du second inventeur Second Inventor's signature		
Date Date	July 24, 1998	
Domicile Residence	2, Allée des Libellules, 01960 Peronnas, France	
Nationalité Citizenship	French	
Adresse postale Post Office Address	2, Allée des Libellules, 01960 Peronnas, France	

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We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Thomas E. Kocovsky, Jr., Reg. No. 28,383

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Cleveland, Ohio 44114

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00 Full name of first joint inventor: Adrien (nmi) GALET
Inventor's signature 
Date: July 24, 1998
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Citizenship: French
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2-00 Full name of second joint inventor: Bernard (nmi) MADEN
Inventor's signature 
Date: July 24, 1998
Residence: 2, Allée des Libellules
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